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**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY**

MALIBU MEDIA, LLC,

Plaintiff,

v.

DAVID KUGELE,

Defendant.

Civil Action No. 3:13-cv-02041-JAP-TJB

**PLAINTIFF'S NOTICE OF SETTLEMENT AND VOLUNTARY DISMISSAL
WITH PREJUDICE OF DAVID KUGELE**

PLEASE TAKE NOTICE, Plaintiff has settled this matter with David Kugele ("Defendant"). Pursuant to the settlement agreement's terms, Plaintiff hereby voluntarily dismisses Defendant from this action with prejudice. David Kugele was assigned the IP Address 174.57.140.31. Pursuant to Fed.R.Civ.P. 41(a)(1)(A)(i) Defendant David Kugele has neither answered Plaintiff's Complaint nor filed a motion for summary judgment.

Consistent herewith Plaintiff consents to the Court having its case closed for administrative purposes.

Dated: September 5, 2013

Respectfully submitted,

By: /s/ Patrick J. Cerillo

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CERTIFICATE OF SERVICE

I hereby certify that on September 5, 2013, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF and that service was perfected on all counsel of record and interested parties through this system.

By: /s/ Patrick J. Cerillo
Patrick J. Cerillo, Esq.